

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON APPROPRIATIONS**

**Call to Order:** Chairman Jon C. Sesso, on February 16, 2009 at 3:00 P.M., in Room 102 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Jon C. Sesso, Chairman (D)  
Rep. Duane Ankney (R)  
Rep. Dennis Getz (D)  
Rep. Ray Hawk (R)  
Rep. Teresa K. Henry (D)  
Rep. Cynthia Hiner (D)  
Rep. Roy Hollandsworth (R)  
Rep. Galen Hollenbaugh (D)  
Rep. Dave Kasten (R)  
Rep. Bill McChesney (D)  
Rep. Walter McNutt (R)  
Rep. Robert Mehlhoff (D)  
Rep. Penny Morgan (R)  
Rep. Don Roberts (R)  
Rep. Cheryl Steenson (D)  
Rep. Dan Villa (D)

**Members Excused:** Rep. Bill Glaser (R), Rep. Llew Jones (R)  
Rep. Carolyn Pease-Lopez (D)

**Members Absent:** Rep. Bill Nooney (R)

**Staff Present:** Jon Moe, Legislative Branch  
Samuel Speerschneider, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 194, 2/12/2009; HB 166,  
2/12/2009; HB 216, 2/12/2009

Executive Action: None

00:00:07 Chairman Sesso  
00:01:43 Rep. Hollenbaugh  
00:01:56 Chairman Sesso

**HEARING ON HB 194**

**Opening Statement by Sponsor:**

00:02:57 Rep. Scott Mendenhall (R), HD 77, opened the hearing on  
HB 194, Statutory appropriation for county payment from  
hard rock mining trust account.

**[EXHIBIT](#)**(aph36a01)

**Proponents' Testimony:**

00:06:15 Harold Blattie, Executive Director, Association of  
Counties  
00:09:43 Dave Cole, Administrator, Department of Commerce

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:16:18 Chairman Sesso  
00:17:39 Rep. Mendenhall

**Closing by Sponsor:**

00:18:07 Rep. Mendenhall

**Discussion:**

00:19:15 Chairman Sesso

**HEARING ON HB 166**

**Opening Statement by Sponsor:**

00:19:53 Rep. Mike Menahan (D), HD 82, opened the hearing on  
HB 166, Increase DOJ prosecutor for fish and game law  
violations to full-time attorney.

**Proponents' Testimony:**

00:24:19 Mike Korn, Coordinator, Department of Fish, Wildlife  
and Parks (FWP)

00:25:21 Jean Johnson, Montana Game Warden's Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:27:28 Rep. Roberts  
00:27:59 Barb Harris, Attorney, Department of Justice  
00:28:22 Rep. Roberts  
00:28:35 Ms. Harris  
00:29:28 Rep. Roberts  
00:29:38 Rep. Getz  
00:30:17 Ms. Harris  
00:31:25 Rep. Getz  
00:31:35 Ms. Harris  
00:32:12 Rep. Getz  
00:32:25 Ms. Harris  
00:32:37 Sue Daley, CFO, (FWP)  
00:33:04 Rep. Ankney  
00:33:29 Mr. Korn  
00:33:48 Rep. Ankney  
00:34:01 Mr. Korn  
00:34:32 Rep. Ankney  
00:34:51 Mr. Korn  
00:35:00 Ms. Harris  
00:36:49 Rep. McNutt  
00:37:21 Ms. Harris  
00:38:07 Rep. McNutt  
00:38:18 Ms. Harris  
00:38:43 Rep. McNutt  
00:39:20 Ms. Harris  
00:40:05 Chairman Sesso  
00:40:31 Ms. Daley  
00:40:36 Chairman Sesso  
00:41:12 Ms. Daley

00:41:48 Chairman Sesso

**Closing by Sponsor:**

00:43:00 Rep. Menahan

**HEARING ON HB 216**

**Opening Statement by Sponsor:**

00:43:24 Rep. Mike Menahan (D), HD 82, opened the hearing on  
HB 216, Increase penalty for felony DUI.

**Proponents' Testimony:**

00:51:23 Mark Murphy, Chief Criminal Deputy, Yellowstone County  
Attorney's Office

00:56:01 Jim Smith, Lobbyist, Montana County Attorney's  
Association

00:57:06 Jane Hamman, AAA Mountain West, Montana Traffic  
Education Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:59:00 Rep. Henry

00:59:27 Rep. Menahan

01:00:14 Chairman Sesso

01:00:40 Rep. Kasten

01:00:57 Rep. Menahan

01:02:30 Chairman Sesso

01:03:42 Rep. Menahan

01:03:52 Chairman Sesso

01:03:57 Rep. Getz

01:04:47 Rep. Henry

01:05:09 Rep. Morgan

01:05:20 Mr. Murphy

01:06:52 Chairman Sesso

**Closing by Sponsor:**

01:07:01 Rep. Menahan

**ADJOURNMENT**

01:07:21 Adjournment: 5:00 P.M.

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Samuel Speerschneider, Secretary

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Additional Documents:

**EXHIBIT ([aph36aad.pdf](#))**